

AMENDED IN SENATE JULY 2, 2014

AMENDED IN ASSEMBLY APRIL 10, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

## ASSEMBLY BILL

**No. 2295**

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**Introduced by Assembly Member Ridley-Thomas**

February 21, 2014

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An act to amend Section 87782 of the Education Code, relating to community colleges.

### LEGISLATIVE COUNSEL'S DIGEST

AB 2295, as amended, Ridley-Thomas. Community colleges: academic employees.

Existing law establishes the California Community Colleges, under the administration of the Board of Governors of the California Community Colleges, as one of the segments of public postsecondary education in this state. Existing law establishes community college districts, administered by governing boards, throughout the state. Existing law requires that the total amount of leave of absence for illness or injury to which an academic employee of a community college district is entitled shall be transferred with him or her to another district if, within the school year succeeding the school year in which his or her employment is terminated, the employee signifies acceptance of his or her election or employment in an academic position in that other district.

This bill would provide that an employee's entitlement to transferred leave of absence *upon reemployment in a different district* applies if the employee signifies acceptance of his or her election or employment with another district within ~~5~~ 3 school years succeeding the school year in which the employment with the first district is terminated, *or within*

*any greater period during which the employee's reemployment rights are protected under a local bargaining agreement then in effect in the first district.*

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 87782 of the Education Code is amended  
2 to read:

3 87782. ~~Any~~(a) An academic employee of a community college  
4 district who has been an employee of that district for a period of  
5 one school year or more ~~and who accepts shall have transferred~~  
6 ~~with him or her to a second district the total amount of leave of~~  
7 ~~absence for illness or injury to which he or she is entitled under~~  
8 ~~Section 87781 in any of the following circumstances:~~

9 (1) ~~The person accepts~~ an academic position in a school district  
10 or community college district at any time during the second or any  
11 succeeding school year of his or her employment with the first  
12 ~~district, or who, within~~ district.

13 (2) ~~The person, within the five~~ three school years succeeding  
14 the school year in which the employment ~~in the first district~~ is  
15 terminated, signifies acceptance of his or her election or  
16 employment in an academic position in another district, ~~shall have~~  
17 ~~transferred with him or her to the second district the total amount~~  
18 ~~of leave of absence for illness or injury to which he or she is~~  
19 ~~entitled under Section 87781. The district.~~

20 (3) ~~The person, prior to the expiration of a period greater than~~  
21 ~~three years during which the employee's reemployment rights are~~  
22 ~~in effect under a local bargaining agreement in the first district,~~  
23 ~~signifies acceptance of his or her election or employment in an~~  
24 ~~academic position in another district.~~

25 (b) The board of governors shall adopt rules and regulations  
26 prescribing the manner in which the first district shall certify to  
27 the second district the total amount of leave of absence for illness  
28 or injury to be transferred. No governing board shall adopt any  
29 policy or rule, written or unwritten, which requires any employee  
30 transferring to its district to waive any part or all of the leave of

- 1 absence which he or she may be entitled to have transferred in
- 2 accordance with this section.

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